

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION**

TERI CLEMENTS, INDIVIDUALLY AND	§	
AS THE PERSONAL REPRESENTATIVE	§	
OF THE ESTATE OF BOBBY "ZACK"	§	
CLEMENTS, AND JENNIFER CLEMENTS	§	
AS NEXT FRIEND OF Z.P.C. AND I.L.C.,	§	
MINOR CHILDREN	§	
	§	CIVIL ACTION NO. 2:15-cv-02105-JRG
	§	
V.	§	
	§	
CASS COUNTY, TEXAS	§	

FIRST AMENDED DOCKET CONTROL ORDER

In accordance with the scheduling conference held in this case, it is hereby ORDERED that the following schedule of deadlines is in effect until further order of this Court:

February 6, 2017	Jury Selection – 9:00 a.m. in Marshall, Texas before Judge Rodney Gilstrap
January 20, 2017	Pretrial Conference – 9:00 a.m. in Marshall, Texas before Judge Rodney Gilstrap
January 18, 2017	File Joint Pretrial Order, Joint Proposed Jury Instructions and Form of the Verdict
January 11, 2017	File Motions <i>in Limine</i>

The parties are ordered to **meet and confer** on their respective motions in limine and **advise the court of any agreements in this regard by 1:00 p.m. three (3) business days before** the pretrial conference. The parties shall limit their motions *in limine* to those issues which, if improperly introduced into the trial of the case would be so prejudicial that the court could not alleviate the prejudice with appropriate instruction(s)

January 25, 2017

File Notice of Request for Daily Transcript or Real Time Reporting

If a daily transcript or real time reporting of court proceedings is requested for trial, the party or parties making said request shall file a notice with the Court and e-mail the Court Reporter, Shelly Holmes, at shelly_holmes@txed.uscourts.gov

January 25, 2017

Pretrial Objections due

January 16, 2017

Pretrial Disclosures due

January 11, 2017

Response to Dispositive Motions (including *Daubert* Motions).¹ Responses to dispositive motions filed prior to the dispositive motion deadline, including *Daubert* Motions, shall be due in accordance with Local Rule CV-7(e). Motions for Summary Judgment shall comply with Local Rule CV-56

December 19, 2016

Deadline for Filing Dispositive Motions and any other motions that may require a hearing: including *Daubert* motions.

December 28, 2016

Defendant to Identify Trial Witnesses

December 21, 2016

Plaintiff to identify Trial Witnesses

December 7, 2016

Defendant to Answer Amended Pleadings

January 9, 2017

Mediation to be completed

November 23, 2016


Amended Pleadings
(It is not necessary to file a Motion for Leave to Amend before the deadline to amend pleadings. It is necessary to file a Motion for Leave to Amend after the amended pleadings date set forth herein).

¹ The parties are directed to Local Rule CV-7(d), which provides in part that “[i]n the event a party fails to oppose a motion in the manner prescribed herein the court will assume that the party has no opposition.” Local Rule CV-7(e) provides that a party opposing a motion has 14 days, in addition to any added time permitted under Fed. R. Civ. P. 6(e), in which to serve and file a response and any supporting documents, after which the court will consider the submitted motion for decision.

December 5, 2016	Discovery deadline
November 9, 2016	Deadline to File Motions to Compel Regarding Discovery Disputes
November 30, 2016	Defendant to designate Expert Witnesses Expert witness report due Refer to Local Rules for required information
October 31, 2016	Plaintiff to Designate Expert Witnesses Expert witness report due Refer to Local Rules for required information
October 19, 2016	Privilege Logs to be exchanged by parties (or a letter to the Court stating that there are no disputes as to claims of privileged documents).
September 14, 2016	Join Additional Parties

So Ordered this

Aug 15, 2016



RODNEY GILSTRAP
UNITED STATES DISTRICT JUDGE